

97TH CONGRESS
1ST SESSION

S. 815

IN THE SENATE OF THE UNITED STATES

MAY 14 (legislative day, APRIL 27), 1981

Ordered to be printed as passed

AN ACT

To authorize appropriations for fiscal year 1982 for procurement of aircraft, missiles, naval vessels, tracked combat vehicles, torpedoes, and other weapons and for research, development, test, and evaluation for the Armed Forces, to authorize appropriations for fiscal year 1982 for operations and maintenance expenses of the Armed Forces, to prescribe the authorized personnel strength for each active duty component and the Selected Reserve of each Reserve component of the Armed Forces and for civilian personnel of the Department of Defense, to authorize the military training student loads, to authorize appropriations for fiscal year 1982 for civil defense, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That this Act may be cited as the "Department of Defense
- 4 Authorization Act of 1982".

1 AUTHORIZATION OF MILITARY COOPERATION WITH
2 CIVILIAN LAW ENFORCEMENT OFFICIALS

3 SEC. 915. (a) Part I of subtitle A of title 10, United
4 States Code, is amended by adding after chapter 17 the fol-
5 lowing new chapter:

6 "CHAPTER 18—MILITARY COOPERATION WITH
7 CIVILIAN LAW ENFORCEMENT OFFICIALS

"Sec.

"371. Use of information obtained by members of the armed forces.

"372. Use of armed forces equipment and facilities.

"373. Training and advising civilian law enforcement officials.

"374. Regulations.

8 "§371. Use of information obtained by members of the
9 armed forces

10 "The Secretary of Defense may provide to Federal,
11 State, and local civilian law enforcement officials any infor-
12 mation collected during the normal course of military oper-
13 ations that may be relevant to a violation of any Federal or
14 State law.

15 "§372. Use of armed forces equipment and facilities

16 "The Secretary of Defense may make available any
17 equipment, base facility, or research facility of the armed
18 forces to any Federal, State, or local civilian law enforcement
19 official if the making of such equipment or facility available
20 for use by such official will not adversely affect the military
21 preparedness of the United States.

1 **"§ 373. Training and advising civilian law enforcement**
2 **officials**

3 "The Secretary of Defense may assign members of the
4 armed forces to train Federal, State, and local civilian law
5 enforcement officials in the operation of military equipment
6 made available to such officials pursuant to section 372 and
7 to provide expert advice relevant to the purposes of this
8 chapter, if the provision of such training or advice will not
9 adversely affect the military preparedness of the United
10 States.

11 **"§ 374. Regulations**

12 "(a) The Secretary of Defense shall issue such regula-
13 tions as may be necessary to insure that the provision of any
14 assistance, or the provision of any equipment or facility, to
15 any Federal, State, or local civilian law enforcement official
16 does not—

17 "(1) impair any training or operation necessary to
18 the military preparedness of the United States; or

19 "(2) include or permit direct participation by any
20 member of the armed forces in any search and seizure,
21 arrest, or other similar activity unless participation in
22 such activity by members of the armed forces is other-
23 wise authorized by law.

24 "(b) The Secretary of Defense shall also issue such reg-
25 ulations as may be necessary to insure that reimbursement
26 for the provision of assistance, including the provision of any

1 equipment or facility, under this chapter to any Federal,
 2 State, or local civilian law enforcement official may be ob-
 3 tained whenever the Secretary of Defense determines such
 4 reimbursement to be appropriate.”

5 (b) The table of chapters at the beginning of such title
 6 and at the beginning of part I of subtitle A of such title are
 7 amended by adding after the item relating to chapter 17 the
 8 following new item:

“18. Military Cooperation With Civilian Law Enforcement Officials..... 371.”

9

RESEARCH GRANTS

10 SEC. 916. The second sentence of section 2358 of title
 11 10, United States Code, relating to research projects, is
 12 amended by inserting “or by grant” after “contract” in
 13 clause (1).

14 ASSISTANCE TO YORKTOWN BICENTENNIAL CELEBRATION

15 SEC. 917. (a) Notwithstanding any other provision of
 16 law, the Secretary of Defense is authorized, in connection
 17 with the observance on October 19, 1981, of the two-hun-
 18 dredth anniversary of the surrender of Lord Cornwallis to
 19 General George Washington at Yorktown, Virginia, which
 20 date has been proclaimed by Public Law 96-414 (94 Stat.
 21 1724) as a National Day of Observance of that historic
 22 event—

23 (1) to provide logistical support and personnel
 24 services for the national observance of such event;